



**CERTIFICATE OF MAILING
UNDER 37 CFR 1.8**

Date of Deposit: October 25, 2005

I hereby certify that an ISSUE FEE and its enclosures are being deposited with the United States Postal Service with sufficient postage as First Class Mail service under 37 CFR 1.8 on the date indicated above, addressed to:

Mail Stop **ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Title: A SYSTEM AND METHOD FOR ENSURING THE PROPER
DISPENSATION OF PHARMACEUTICALS

Inventor(s): Jerome L. Krupa

Application No.: 09/759,875

Filing Date: January 12, 2001

Enclosed:

1. Transmittal of Payment of Fee(s) (37 CFR 1.311) (3 pgs) and duplicate thereof (3 pgs)
2. Part B – Fee(s) Transmittal of PTOL-85 (1 pg) and duplicate thereof (1 pg)
3. Clarification of Entity Status Pursuant to 37 C.F.R. § 1.28(c) (3 pgs) and duplicate thereof (3 pgs)
4. Comments on Statement of Reasons for Allowance (2 pgs)
5. Authorization to charge deposit account in the amount of \$2,825.00 (\$1,700.00 – issue and publication fees and \$1,125.00 – deficiency owed)
6. Return postcard

Irina L. Mikitiach
Typed or Printed Name

I. Mikitiach
Signature

Docket No.: **P1329US**
Client No. 058909-0050



PATENT
Attorney Docket No. P1329US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Art Unit: 2876

Jerome L. Krupa

Examiner: Diane I. Lee

Application No.: 09/759,875

Date of Mailing of "Notice of Allowance
and Fee(s) Due": July 28, 2005

Filed: January 12, 2001

For: A SYSTEM AND METHOD FOR ENSURING THE PROPER
DISPENSATION OF PHARMACEUTICALS

CLARIFICATION OF ENTITY STATUS PURSUANT TO 37 C.F.R. §1.28(c)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

An investigation of the file history for the above-referenced patent application indicates that there have been various occasions where the Applicant claimed a small entity status and, accordingly, paid small entity fees.

The above-referenced patent application was filed on January 12, 2001, and the Applicant declared and paid the appropriate fees as a large entity. However, due to clerical errors, beginning with filing of RCE on March 27, 2003, and up to filing of a Response to Notice of Non-Compliant Amendment on September 22, 2004, the Applicant claimed a small entity status and paid small entity fees. The error was noted and corrected with the filing of a Response to Final Office Action on July 11, 2005 when the Applicant filed such response as a large entity. Concurrently with the submission of this Communication, the Applicant is paying issue fee on a large entity basis.

In order to remove any question with respect to the patent that issues as a result of the above-referenced application, the Applicant now submits a payment for \$1,125.00 to cover the difference between the fees paid as a small entity and the fees due as a large entity during the various phases of prosecution.

To date the fees paid claiming a small entity status in conjunction with this patent application are as follows:

DATE	FEES PAID	DEFICIENCY OWED
March 23, 2003	\$375.00 – RCE fee \$55.00 – one-month extension fee	\$415.00 – additional RCE fee \$65.00 – additional extension fee
March 23, 2004	\$385.00 – RCE fee \$210.00 – two-month extension fee	\$405.00 – additional RCE fee \$240.00- additional extension fee
		TOTAL: \$ 1,125.00

In view of the payment schedule identified above, the Applicant believes that it owes \$1,125.00 in order to correct any errors that may be associated with its claim of small entity status. For this reason, the Applicant authorizes the Commissioner to charge deposit account number 07-0181 in the amount of **\$1,125.00**. If the Commissioner believes that additional fees are required to correct the status of the patent application, please make any additional charges to deposit account number 07-0181. A duplicate copy of this form is enclosed herewith for that purpose.

Respectfully submitted,



David A. Frey, Reg. No. 43,618
One of the Attorneys for the Applicant(s)
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Customer No.: 08968

Date: October 25, 2005

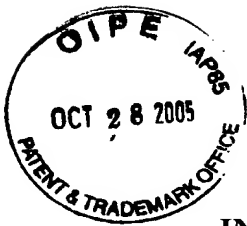


CERTIFICATE OF MAILING

I hereby certify that this CLARIFICATION OF ENTITY STATUS PURSUANT TO 37 C.F.R. § 1.28 (c)(along with any documents referred to as attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: October 25, 2005 I. Mikitiouk
Irina L. Mikitiouk

CH02/ 22413922.1



PATENT
Attorney Docket No. P1329US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Art Unit: 2876
Jerome L. Krupa Examiner: Diane I. Lee
Application No. 09/759,875 Date of Mailing of "Notice of Allowance
and Fee(s) Due": July 28, 2005
Filed: January 12, 2001
For: A SYSTEM AND METHOD FOR ENSURING
THE PROPER DISPENSATION OF PHARMACEUTICALS

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

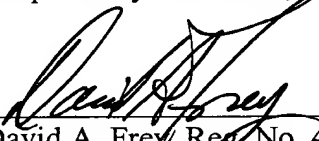
Dear Sir:

In response to the Notice of Allowance, applicant provides the following Comments on Statement of Reasons for Allowance.

COMMENTS

The applicant generally agrees with the Examiner's determination that the prior art does not teach the invention claimed in the allowed application. However, the applicant does not necessarily agree with the Examiner's characterization of the teachings of the prior art or the Examiner's interpretation of the claims of the application. The specification and the prosecution history in their entirety provide the basis for allowability of the claims.

Respectfully submitted,


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Customer No.: 08968

Date: October 25, 2005

In re Appln. of Jerome L. Krupa
Application No. 09/759,875



CERTIFICATE OF MAILING

I hereby certify that this COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE (along with any documents referred to as attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: October 25, 2005 I. Mikitiouk
Irina L. Mikitiouk

CH02/ 22403791.1